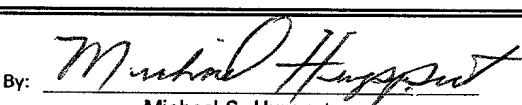


UTILITY PATENT APPLICATION TRANSMITTAL <small>(Only for new nonprovisional applications under 37 CFR 1.53(b))</small>		Attorney Docket No.: 2001_1892A First Named Inventor : Kanji YAHIRO Title: EVALUATION APPARATUS FOR BIOLOGICAL SAMPLES, EVALUATION METHOD FOR THE SAME, AND STORAGE ELEMENT STORING COMPUTER PROGRAMS FOR EXECUTING THE SAME EVALUATION METHOD Express Mail Label No.: 101/01/2001/2812	
APPLICATION ELEMENTS <i>See MPEP chapter 600 concerning utility patent application contents.</i>		Assistant Commissioner for Patents ADDRESS TO: Box Patent Application Washington, D.C. 20231	
<p>1. <input checked="" type="checkbox"/> Fee Transmittal Form <i>(Submit an original, and a duplicate for fee processing)</i></p> <p>2. <input type="checkbox"/> Small Entity Status is hereby asserted.</p> <p>3. <input checked="" type="checkbox"/> Specification <i>(preferred arrangement set forth below)</i> <ul style="list-style-type: none"> - Descriptive title of the Invention - Cross References to Related Applications - Statement Regarding Fed sponsored R & D - Reference to Sequence Listing, a table, or a computer program listing appendix. - Background of the Invention - Brief Summary of the Invention - Brief Description of the Drawings <i>(if filed)</i> - Detailed Description - Claim(s) - Abstract of the Disclosure </p> <p>4. <input checked="" type="checkbox"/> Drawing(s) <i>(35 USC 113)</i> <i>[Total Sheets: 6]</i></p> <p>5. <input checked="" type="checkbox"/> Oath or Declaration <i>[Total Pages : 3]</i> <ul style="list-style-type: none"> a.1. <input type="checkbox"/> Newly executed (original or copy) a.2. <input checked="" type="checkbox"/> Unexecuted b. <input type="checkbox"/> Copy from a prior application (37 CFR 1.63(d)) <i>(for continuation/divisional with Box 18 completed)</i> <ul style="list-style-type: none"> i. <input type="checkbox"/> <u>DELETION OF INVENTOR(S)</u> Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b). </p> <p>6. <input type="checkbox"/> Application Data Sheet (see 37 CFR 1.76)</p> <p>18. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below, and in a preliminary amendment, or in an Application Data Sheet :</p> <p><input type="checkbox"/> Continuation <input type="checkbox"/> Divisional <input type="checkbox"/> Continuation-in-part (CIP) of prior application No. _____</p> <p>Prior Application Information: Examiner _____ Group Art Unit _____</p> <p>For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference therein. The incorporation <u>can only</u> be relied upon when a portion has been inadvertently omitted from the submitted application parts.</p> <p>19. CORRESPONDENCE ADDRESS</p> <p style="text-align: center;">000513</p> <p style="text-align: center;">PATENT TRADEMARK OFFICE</p>			<p>7. <input type="checkbox"/> CD-ROM or CD-R in duplicate, large table or computer program <i>(Appendix)</i></p> <p>8. <input type="checkbox"/> Nucleotide and/or Amino Acid Sequence Submission <i>(if applicable, all necessary)</i> <ul style="list-style-type: none"> a. <input type="checkbox"/> Computer Readable Form b. Specification Sequence Listing on: <ul style="list-style-type: none"> i. <input type="checkbox"/> CD-ROM or CD-R (2 copies); or ii. <input type="checkbox"/> Paper c. <input type="checkbox"/> Statement verifying identity of above copies </p> <p>ACCOMPANYING APPLICATION PARTS</p> <p>9. <input type="checkbox"/> Assignment Papers (cover sheet & document(s))</p> <p>10. <input type="checkbox"/> 37 CFR 3.73(b) Statement <i>(when there is an assignee)</i> <ul style="list-style-type: none"> <input type="checkbox"/> Power of Attorney </p> <p>11. <input type="checkbox"/> English Translation Document <i>(if applicable)</i></p> <p>12. <input type="checkbox"/> Information Disclosure Statement (IDS)/PTO-1449 <ul style="list-style-type: none"> <input type="checkbox"/> Copies of IDS Citations </p> <p>13. <input type="checkbox"/> Preliminary Amendment</p> <p>14. <input checked="" type="checkbox"/> Return Receipt Postcard (MPEP 503) <i>(Should be specifically itemized)</i></p> <p>15. <input checked="" type="checkbox"/> Certified Copy of Priority Document(s) <i>(if foreign priority is claimed)</i></p> <p>16. <input type="checkbox"/> Request and Certification under 35 U.S.C. 122 (b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent.</p> <p>17. <input checked="" type="checkbox"/> Other 1. COVER LETTER FOR APPLICATION FILED WITHOUT EXECUTED DECLARATION</p> <p style="text-align: center;">2. CLAIM OF PRIORITY UNDER 35 USC § 119</p> <p style="text-align: center;">By:  Michael S. Huppert Registration No. 40,268</p> <p style="text-align: center;">WENDEROTH, LIND & PONACK, L.L.P. 2033 "K" Street, N.W., Suite 800 Washington, D.C. 20006-1021 Phone:(202) 721-8200 Fax:(202) 721-8250</p> <p style="text-align: center;">January 11, 2002</p>

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of :
Kanji YAHIRO :
Serial No. NEW : Attn: APPLICATION BRANCH
Filed January 11, 2002 : Attorney Docket No. 2001_1892A

EVALUATION APPARATUS FOR BIOLOGICAL
SAMPLES, EVALUATION METHOD FOR THE
SAME, AND STORAGE MEDIUM STORING
COMPUTER PROGRAMS FOR EXECUTING
THE SAME EVALUATION METHOD

PATENT OFFICE FEE TRANSMITTAL FORM

Assistant Commissioner for Patents,
Washington, DC 20231

Sir:

Attached hereto is a check in the amount of \$740.00 to cover Patent Office fees relating to filing the following attached papers:

New application \$740.00

Additional Claims Fee:

Excess of Twenty \$

Independent \$

Multiple Dependent Fee \$

A duplicate copy of this paper is being submitted for use in the Accounting Division, Office of Finance.

The Commissioner is authorized to charge any deficiency or to credit any overpayment associated with this communication to Deposit Account No. 23-0975, with the EXCEPTION of deficiencies in fees for multiple dependent claims in new applications.

Respectfully submitted,

Kanji YAHIRO

By Michael S. Huppert

Michael S. Huppert
Registration No. 40,268
Attorney for Applicant

MSH/kjf

WENDEROTH, LIND & PONACK, L.L.P.
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Washington, D.C. 20006-1021
Telephone (202) 721-8200
January 11, 2002

[Check No. 48327]
2001_1892A

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Kanji YAHIRO : Attn: APPLICATION BRANCH

Serial No. NEW : Docket No. 2001_1892A

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EVALUATION APPARATUS FOR BIOLOGICAL
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THE COMMISSIONER IS AUTHORIZED
TO CHARGE ANY DEFICIENCY IN THE
FEE FOR THIS PAPER TO DEPOSIT
ACCOUNT NO. 23-0975.

**COVER LETTER FOR APPLICATION FILED
WITHOUT EXECUTED DECLARATION**

Assistant Commissioner for Patents,

Washington, DC 20231

Sir:

The above-identified application has been submitted without an executed oath or declaration pursuant to 37 CFR 1.41(c).

It is respectfully requested that this application be assigned a serial number and awarded a filing date pursuant to 37 CFR 1.53.

A duly executed oath or declaration pursuant to 37 CFR 1.63 will be submitted after notification by the U.S. Patent and Trademark Office pursuant to 37 CFR 1.53(f).

A non-executed copy of the Declaration and Power of Attorney, containing the inventorship information, is attached. It is respectfully requested that all communications be directed to the firm indicated on the attached Declaration and Power of Attorney, namely:

WENDEROTH, LIND & PONACK, L.L.P.
2033 K Street, N.W., Suite 800
Washington, D.C. 20006-1021

The required U.S. Patent and Trademark Office Filing Fee is submitted herewith.

Respectfully submitted,

Kanji YAHIRO

By Michael S. Huppert
Michael S. Huppert
Registration No. 40,268
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January 11, 2002